



Entered on Docket
September 27, 2011

A handwritten signature in dark ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR
Chapter 11

**Order Sustaining Ninth Omnibus
Objection Of USACM Trust To Proofs Of
Claim Based In Part Upon Investment In
The Brookmere Matteson Loan**

Hearing Date: August 30, 2011
Hearing Time: 10:30 a.m.

The Court having considered the "Ninth Omnibus Objection Of USACM Trust To Proofs Of Claim Based In Whole or In Part Upon Investment in The Brookmere Matteson Loan," ("Brookmere Matteson Loan") [DE 8662] (the "Objection"); the Court having heard the Objection on August 30, 2011; appropriate notice of the Objection having been given; no response to the Objection having been filed; the Court noting on the record

1 that the disallowance of the Claims listed on **Exhibit A** does not affect the direct lenders'
2 right to repayment by the borrower or from the collateral securing the Brookmere
3 Matteson Loan; and good cause appearing:

4 **IT IS ORDERED** that:

- 5 1. The Objection [DE 8662] is sustained; and
6 2. The claims listed on **Exhibit A** attached are disallowed to the extent those
7 claims are based upon an investment in the Brookmere Matteson Loan.

8
9 PREPARED AND RESPECTFULLY SUBMITTED BY:

10 **LEWIS AND ROCA LLP**
11

12 By /s/ John Hinderaker (AZ #018024)

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LOCAL RULE 9021 CERTIFICATION

In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

_____ This Court has waived the requirement set forth in LR 9021(b)(1).

XXX No party appeared at the hearing or filed an objection to the motion.

_____ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

Counsel appearing: _____

_____ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order

U.S. Trustee: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input checked="" type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document
Other Party: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document

Submitted by:
LEWIS AND ROCA LLP

By: /s/ John Hinderaker. (AZ #018024)
Attorneys for USACM Liquidating Trust

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USACAL Trust
Brookmere/Matteson
Multiple Loan Claims

Claim	Date Claim was Filed	Name	Address	Total Claim Amount	Approximate Amount Subject to Objection Because it Relates to an Investment In the Brookmere/Matteson \$27,050,000 Loan
10725-01419	12/4/2006	S&P Davis Limited Partnership	737 Bannerman Lane Fort Mill, SC 29715	419,981.00	25,000.00
10725-01644	12/8/2006	Sexton, David	21929 N 79Th Pl Scottsdale, AZ 85255	58,043.27	Unknown
10725-01955	1/10/2007	Small Family Trust	Richard & Jacquelin Small Tees 4801 Calle Santa Cruze Prescott Valley, AZ 86314	703,134.00	7,374.31
10725-01996	1/10/2007	Stark Family Trust Dtd 4/2/84	Rolaind L Stark Tee 10905 Clarion LN Las Vegas, NV 89134	198,268.14	6,120.90
10725-01893	1/8/2007	Stevenson Pension Trust Dtd 1/7/94	C/O Bert A Stevenson Trustee 10 Pine LN Lakeside, OR 97449-8664	Unknown	Unknown
10725-01894	1/8/2007	Stevenson, Bert	500 N Estrella Pkwy B2-405 Goodyear, AZ 85338	1,101,205.82	81,373
10725-01581	12/8/2006	Teeter Ira Rollover, Louise	5301 Beethoven Street, Suite 160 Los Angeles, CA 90066	197,814.00	15,000.00
10725-01582	12/8/2006	Teeter, Norman	5301 Beethoven Street, Suite 160 Los Angeles, CA 90066	136,246.00	15,000.00
10725-02275	1/12/2007	Teeter, Norman	5301 Beethoven Street, Suite 160 Los Angeles, CA 90066	599,327.28	14,690.17
10725-01584	12/8/2006	Teeter, Robert G	5301 Beethoven Street, Suite 160 Los Angeles, CA 90066	21,250.00	6,250.00

EXHIBIT A